PUBLIC MATTER

1	STATE BAR OF CALIFORNIA OFFICE OF THE CHIEF TRIAL COUNSEL JAYNE KIM, No. 174614	FILED			
2	CHIEF TRIAL COUNSEL	JUL 0 9 2015			
3	JOSEPH R. CARLUCCI, No. 172309 DEPUTY CHIEF TRIAL COUNSEL				
4	GREGORY P. DRESSER, No. 136532 ASSISTANT CHIEF TRIAL COUNSEL	STATE BAR COURT CLERK'S OFFICE SAN FRANCISCO			
5	ROBERT A. HENDERSON, No. 173205 SUPERVISING SENIOR TRIAL COUNSEL				
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9					
10	STATE BAR COURT				
11	HEARING DEPARTMENT - SAN FRANCISCO				
12					
13	In the Matter of:	Case No. 14-O-5214			
14	MARC GUILLORY,) No. 214098,)	NOTICE OF DISCIPLINARY CHARGES			
15	A Marila a Cala Gua D				
16	A Member of the State Bar				
17	NOTICE - FAILURE TO RESPOND!				
18	IF YOU FAIL TO FILE A WRITTEN ANSWER TO THIS NOTICE WITHIN 20 DAYS AFTER SERVICE, OR IF YOU FAIL TO APPEAR AT THE STATE BAR COURT TRIAL:				
19	(1) YOUR DEFAULT WILL BE ENT	ERED:			
20	(2) YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU WILL NOT BE PERMITTED TO PRACTICE LAW;				
21	(3) YOU WILL NOT BE PERMITTED TO PARTICIPATE FURTHER IN THESE PROCEEDINGS UNLESS YOU MAKE A TIMELY MOTION				
22	AND THE DEFAULT IS SET ASIDE, AND;				
23	(4) YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE. SPECIFICALLY, IF YOU FAIL TO TIMELY MOVE TO SET ASIDE OF MACATE YOUR DEFAULT. THIS COURT WILL ENTED AN				
24	OR VACATE YOUR DEFAULT, THIS COURT WILL ENTER AN ORDER RECOMMENDING YOUR DISBARMENT WITHOUT				
25	FURTHER HEARING OR PROCEEDING. SEE RULE 5.80 ET SEQ., RULES OF PROCEDURE OF THE STATE BAR OF CALIFORNIA.				
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27	The State Bar of California alleges:	kwiktag • 197 146 053			
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1 JURISDICTION 2 1. Marc Guillory ("respondent") was admitted to the practice of law in the State of 3 California on June 12, 2001, was a member at all times pertinent to these charges, and is 4 currently a member of the State Bar of California. 5 **COUNT ONE** 6 Case No. 14-O-5214 Rules of Professional Conduct, rule 4-100(B)(3) 7 [Failure to Render Accounts of Client Funds] 8 2. On or about March 24, 2014, respondent received from respondent's client, Eniko 9 Seen, the sum of \$3,000 as advanced fees for legal services to be performed. Respondent 10 thereafter failed to render an appropriate accounting to the client regarding those funds following 11 the client's request for such accounting on or about June 9, 2014, in willful violation of the Rules 12 of Professional Conduct, rule 4-100(B)(3). 13 **COUNT TWO** 14 Case No. 14-O-5214 Rules of Professional Conduct, rule 3-700(D)(2) 15 [Failure to Refund Unearned Fees] 16 3. On or about March 24, 2014, respondent received advanced fees of \$3,000 from a client, Eniko Seen, to represent her in a family law matter. Respondent failed to complete a legal 17 separation, or perform any legal services for the client, aside from sending her a fill-in-the-blank 18 19 form document from an on-line legal service, and therefore earned none of the advanced fees paid. Respondent failed to refund promptly, upon respondent's termination of employment on or 20 about June 9, 2015 any part of the \$3000 fee to the client, in willful violation of Rules of Professional Conduct, rule 3-700(D)(2). **NOTICE - INACTIVE ENROLLMENT!** YOU ARE HEREBY FURTHER NOTIFIED THAT IF THE STATE BAR COURT FINDS, PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 6007(c), THAT YOUR CONDUCT POSES A SUBSTANTIAL

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THREAT OF HARM TO THE INTERESTS OF YOUR CLIENTS OR TO THE PUBLIC, YOU MAY BE INVOLUNTARILY ENROLLED AS AN

YOUR INACTIVE

INACTIVE MEMBER OF THE STATE BAR.

ENROLLMENT WOULD BE IN ADDITION TO ANY DISCIPLINE RECOMMENDED BY THE COURT. **NOTICE - COST ASSESSMENT!** IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC DISCIPLINE, YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS INCURRED BY THE STATE BAR IN THE INVESTIGATION, HEARING AND REVIEW OF THIS MATTER PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 6086.10. Respectfully submitted, THE STATE BAR OF CALIFORNIA OFFICE OF THE CHIEF TRIAL COUNSEL DATED: July 9, 2015 Senior Trial Counsel

DECLARATION OF SERVICE

U.S. FIRST-CLASS MAIL / U.S. CERTIFIED MAIL / OVERNIGHT DELIVERY / FACSIMILE-ELECTRONIC TRANSMISSION

CASE NUMBER(s): 14-O-5214

I, the undersigned, am over the age of eighteen (18) years and not a party to the within action, whose business address and place of employment is the State Bar of California, 180 Howard Street, San Francisco, California 94105, declare that:

- on the date shown below, I caused to be served a true copy of the within document described as follows:						
e in search entertain colle		NOTICE OF DISCIP	LINARY CHARGES			
\boxtimes	By U.S. First-Class Mail: (CCP §§ 1013 and 1013(a)) - in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County - of San Francisco.					
	By Overnight Delivery: (CCP §§ 1013(c) and 1013(d)) - I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for overnight delivery by the United Parcel Service ('UPS')					
	By Fax Transmission: (CCP §§ 1013(e) and 1013(f)) Based on agreement of the parties to accept service by fax transmission, I faxed the documents to the persons at the fax numbers listed herein below. No error was reported by the fax machine that I used. The original record of the fax transmission is retained on file and available upon request.					
By Electronic Service: (CCP § 1010.6) Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the person(s) at the electronic addresses listed herein below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.						
(for U.S. First-Class Mail) in a sealed envelope placed for collection and mailing at San Francisco, addressed to: (see below) (for Certified Mail) in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 9414 7266 9904 2011 9757 54 at San Francisco, addressed to: (see below)						
(for Overnight Delivery) together with a copy of this declaration, in an envelope, or package designated by UPS, Tracking No.: addressed to: (see below)						
F, page - lage spreading that the control stage account	Person Served	Business-Residential Address	Fax Number	Courtesy Copy via regular mail to:		
Marc A. Guillory		4909 Stacy St. Oakland, CA 94605	Electronic Address	Marc A. Guillory 185 Montag Cir. NE, Unit 146 Atlanta, GA 30307-5529		
☐ via i	nter-office mail regularly	processed and maintained by the State Bar	of California addressed to:			
		N/A				
I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service, and overnight delivery by the United Parcel Service ('UPS'). In the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day, and for overnight delivery, deposited with delivery fees paid or provided for, with UPS that same day.						
after date	l am aware that on motion of of deposit for mailing contain	the party served, service is presumed invalid if postal and in the affidavit.	cancellation date or postage meter da	ate on the envelope or package is more than one day		
	l declare under penalty of	perjury, under the laws of the State of California	, that the foregoing is true and co	prrect. Executed at San Francisco,		
California, on the date shown below.						
DATED: July 9, 2015		Signed	E Dawp Williams	Williams		